



**BENCHMARK
COMMUNICATIONS
CORPORATION**

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AUG 15 1994

FCC MAIL ROOM

Aug. 9, 1994

Mr. William S. Saton
Secretary
Federal Communications Commission
1919 M Street, NW
Washington, D.C. 20554

Re: MM Docket No. 94-47
Chatom, AL, FM Proceeding

Dear Mr. Saton:

Transmitted herewith, original and six copies on behalf of Benchmark Communications Corp., is its "Proof of Publication of Public Notice" in the above-referenced proceeding.

If there are any questions concerning this matter, kindly communicate directly with this office.

Very truly yours,

Raymond Meyers
President/Director

Enclosures (7)

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 205544

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AUG 15 1994

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In re Applications of)	MM Docket No. 94-47
)	
BENCHMARK COMMUNICATIONS CORPORATION)	File No. BPH-891228MT
)	
)	
For a Construction Permit For a New)	
FM Station on Channel 293C3)	
in Chatom, Alabama)	

To: The Honorable Edward Luton
Administrative Law Judge

Benchmark Communications Corporation (Benchmark) hereby submits the following "PROOF OF PUBLICATION OF PUBLIC NOTICE" in accordance with Section 311(a)(2) of the Communications Act of 1934, as amended, and Section 73.3594 of the Commission's Rules.

Respectfully Submitted,



John Raymond Meyers
President/Director
Benchmark Communicatioons Corp.

August 9, 1994

Legal Notice

PUBLIC NOTICE

On May 23, 1994, the Federal Communications Commission designated for hearing the application of Benchmark Communications Corp., for a construction permit to operate a new FM station on Channel 291C3 at Chatom, Alabama, on the following issues:

(1) To determine, in connection with the construction of WCCJ (FM), Chatom, Alabama, and with the representations made on those matters in the instant application, whether Benchmark made misrepresentations to the Commission, was lacking in candor in its dealings with the Commission, or attempted to deceive or mislead the Commission.;

(2) To determine whether Benchmark violated Section 1.65 of the Commission's Rules and/or lacked candor, by failing to report the designation or character issues against it in the Highlands, North Carolina proceeding and/or the dismissal of its application for that frequency with unresolved character issues pending;

(3) To determine, from the evidence adduced pursuant to Issues 1 and 2 above, whether Benchmark possesses the basic qualifications to be a licensee of the facilities sought herein.

(4) To determine, in light of the evidence adduced pursuant to the specified issues, whether the subject application should be granted.

The hearing is scheduled to be held at the trail room of the Federal Communications Commission, 2000 L Street, N. W., Washington, D. C., Commencing at 10:00 AM. on October 18, 1994.

A copy of Benchmark Communications Corp's application, amendments and related materials is available for public inspection during normal business hours at the Washington County Public Library in Chatom, Alabama.

7-21-3tc

State of Alabama, Washington County:

I,

DALTON JACKSON,

PUBLISHER

of the Washington County

NEWS, a newspaper published at Chatom, Washington County, Alabama do hereby certify that a copy of the

Public Notice Construction Permit for WCCJ (FM) Station - 291C3 at Chatom, AL - as of

as per clipping hereto attached, was published weekly in the regular and entire issue of said newspaper, and not

in any supplement, thereof, for *three* consecutive weeks, commencing with the issue dated

July 21, 19 *94*, and ending with the issue date *Aug 4*, 19 *94*

I further certify that I have the right and authority to make this affidavit.

Sworn to and subscribed before me on this, the *4* day *Aug*, 19 *94*

Dalton Jackson

Ginnette L. Bayler

Notary Public
My Commission Expires *8/22/97*

CERTIFICATE OF SERVICE

I, John Raymond Meyers, President/ Director of Benchmark Communications Corp., hereby certify that I have on the 9th day of August, 1994, sent copies of the foregoing "PROOF OF PUBICATION OF PUBLIC NOTICE" by first-class United States mail, postage prepaid to the following:

The Honorable Edward Luton
Administrative Law Judge
Federal Communications Commission
Room 221
2000 L Street, N.W.
Washington, D.C. 20554

Jim Shook, Esq.
Federal Communications Commission
2025 M Street, N.W.
Washington, D.C. 20554
(Counsel for Chief, Mass Media Bureau)



John Raymond Meyers